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OFFICE OF PETITIONS

In re Application of
Adam Coyle, et al.
Application No. 09/552,073
Filed: April 19, 2000
Attorney Docket No. 26466-0061

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: DECISION ON PETITION
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This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed February 24, 2010, to revive the above-identified application.

The application became abandoned for failure to reply in a timely manner to the Restriction Requirement, mailed May 5, 2009, which set a shortened statutory period for reply of one (1) month or thirty (30) days (whichever is later). No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on June 6, 2009.


The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an election, (2) the petition fee of \$1620, and (3) a proper statement of unintentional delay.

In view of the above, the petition is **GRANTED**.

The RCE and fee filed under 37 CFR 1.114 with the petition on February 24, 2010 is considered an improper filing and is deemed unnecessary. The fee submitted for the filing of the RCE will be refunded to petitioner's deposit account.

Telephone inquiries concerning this decision should be directed to undersigned at (571) 272-1642. All other inquiries concerning the examination or status of this application should be directed to the Technology Center.

This application is being referred to Technology Center AU 3696 for appropriate action by the Examiner in the normal course of business on the reply received February 24, 2010.


April M. Wise
Petitions Examiner
Office of Petitions